INDEX TO VOLUME 33
Fall 1997—Summer 1998

AUTHOR INDEX

Aldock, John D.; and Wyner, Richard M.
Use of Settlement Class Actions to Resolve Mass Tort Claims after *Amchem Products, Inc. v. Windsor*, The, 33:905

Anderson, David H.; and Sunu, H. Wesley
Excess, Surplus Lines, and Reinsurance Law, Recent Developments in, 33:411

Anderson, David R.; and Dunfee, John W.
No Harm, No Foul: Why a Bad Faith Claim Should Fail When an Insurer Pays the Excess Verdict, 33:1001

Asperger, Robert E.; Borow, Hilary C.; Gabel, Megan; Kindel, Laurie; Landen, Robert K.; Oonk, Lisa A.; Orlando, Michael A.; and Sachs, Rebecca Levy
Insurance Coverage Litigation, Recent Developments in, 33:529

Barrios, E. Gregg
Admiralty and Maritime Law, Recent Developments in, 33:277

Bennett, Peter; Levitt, Dana N.; Marton, Kraig J.; and Ward, Julie M.
Defamation Claims Arising Out of the Employment Relationship, 33:857

Berkeley, Jill B.
Self-Insurance Law, Recent Developments in, 33:693

Bogaert, William T.; and Caplan, Andrew F.
Computing the Amount of Compensable Loss under the Financial Institution Bond, 33:807

Borow, Hilary C.; Asperger, Robert E.; Gabel, Megan; Kindel, Laurie; Landen, Robert K.; Oonk, Lisa A.; Orlando, Michael A.; and Sachs, Rebecca Levy
Insurance Coverage Litigation, Recent Developments in, 33:529

Brandenburg, Dan S.; Wychulis, Mark B.; and Rose, Jonathan G.
Employee Benefits, Recent Developments in, 33:375

Camilleri, Michael; Sachs, Michelle F.; Hernandez, Alex; Krouse, Lisa A.; Harris, Miriam Gibson; Ingram, Bradford B.; Ingram, Niki T.; Daniel, Julie; Jackson, Maija B.; Logan, Thomas C.; Tilles, Ellen S.; Topolski, Scott; and Vokoun, Edward M.
Workers' Compensation Law, Recent Developments in, 33:731

Caplan, Andrew F.; and Bogaert, William T.
Computing the Amount of Compensable Loss under the Financial Institution Bond, 33:807

Cavazos, Roxella T.; and Profaizer, Joseph R.
Employment Law, Recent Developments in, 33:393

Cepelewicz, Barry B.; Dunn, Jr., Lee J.; Feltch, Dava M.; Levin, Laurie J.; Nelson, Bruce C.; Rothschild, Ila S.; Rust, Mark E.; and Zaremski, Miles J.
Medicine and Law, Recent Developments in, 33:583

Chittenden III, William A.; Hasman, Joseph J.; Engel, Daniel A.; Smith, Joshua L.; Martin, Chrys A.; and Metz, Lori R.
Health Insurance and Life Insurance Case Law, Recent Developments in, 33:489

Christophe, Kirsten L.
Professionals, Officers, and Directors, Recent Developments in the Law Affecting, 33:629

Clark, Richard M.; McNamara, Kevin P.; Flory, Mark W.; and Kennedy, Gerald A.
Commercial Transportation Litigation, Recent Developments in, 33:343

Cline, Joanna; and Vale, Anthony
Stigma and Property Contamination—*Damnum Absque Injuria*, 33:835

Coleman, Martha Randall
Liability of Design Professionals for Negligent Design and Project Management, 33:923

Cunningham, Jr., F. Malcolm; and Fischer, Amy L.
Economic Loss Rule: Deconstructing the Mixed Metaphor in Construction Cases, The, 33:147

Cunningham, Jr., F. Malcolm; and Fischer, Amy L.
Insurance Coverage in Construction—The Unanswered Question, 33:1063

Daniel, Julie; Ingram, Niki T.; Ingram, Bradford B.; Harris, Miriam Gibson; Camilleri, Michael; Sachs, Michelle F.; Hernandez, Alex; Krouse, Lisa A.; Jackson, Maija B.; Logan, Thomas C.; Tilles, Ellen S.; Topolski, Scott; and Vokoun, Edward M.
Workers' Compensation Law, Recent Developments in, 33:731

Davis, Nancy Worth; and Rice, Joseph F.
Judicial Innovation in Asbestos Mass Tort Litigation, 33:127

Drumke, Michael W.; Militano, Tracie C.; and Kennedy, Jason L.
Toxic Tort Law, Recent Developments in, 33:711

Dryer, Randy L.; and Zimmerman, David W.
Media and Defamation Law, Recent Developments in, 33:567

Dunfee, John W.; and Anderson, David R.
No Harm, No Foul: Why a Bad Faith Claim Should Fail When an Insurer Pays the Excess Verdict, 33:1001

Dunn, Jr., Lee J.; Cepelewicz, Barry B.; Feltch, Dava M.; Levin, Laurie J.; Nelson, Bruce C.; Rothschild, Ila S.; Rust, Mark E.; and Zaremski, Miles J.
Medicine and Law, Recent Developments in, 33:583

Dzien, Kenneth E.; and Turner, Keith Jonathan
Not All Insurance Policies Are Adhesion Contracts: A Case Study of the ATLA Loan Title Policy, 33:1123

Engel, Daniel A.
ADA and Life, Health, and Disability Insurance, The: Where Is the Liability?, 33:227

Engel, Daniel A.; Chittenden III, William A.; Hasman, Joseph J.; Smith, Joshua L.; Martin, Chrys A.; and Metz, Lori R.
Health Insurance and Life Insurance Case Law, Recent Developments in, 33:489

Evans, Eileen M.; and Evans, Jr., William D.
"No Good Deed Goes Unpunished": Personal Liability of Trustees and Administrators of Private Colleges and Universities, 33:1107

Evans, Jr., William D.; and Evans, Eileen M.
"No Good Deed Goes Unpunished": Personal Liability of Trustees and Administrators of Private Colleges and Universities, 33:1107

Fasano, Vincent G.; Lewis, Jacqueline; Westermann, Jr., David; Krebs, David J.; and Perkins, Martha
Fidelity and Surety Law, Recent Developments in, 33:443

Feltch, Dava M.; Dunn, Jr., Lee J.; Cepelewicz, Barry B.; Levin, Laurie J.; Nelson, Bruce C.; Rothschild, Ila S.; Rust, Mark E.; and Zaremski, Miles J.
Medicine and Law, Recent Developments in, 33:583

Fischer, Amy L.; and Cunningham, F. Malcolm, Jr.
Insurance Coverage in Construction—The Unanswered Question, 33:1063

Fischer, Amy L.; and Cunningham, Jr., F. Malcolm
Economic Loss Rule: Deconstructing the Mixed Metaphor in Construction Cases, The, 33:147

Fisher, Eric S.
AIDSphobia: A National Survey of Emotional Distress Claims for the Fear of Contracting AIDS, 33:169

Fleischer, Charles H.
Will the Internet Abrogate Territorial Limits on Personal Jurisdiction?, 33:107

Flory, Mark W.; McNamara, Kevin P.; Clark, Richard M.; and Kennedy, Gerald A.
Commercial Transportation Litigation, Recent Developments in, 33:343

Flynn, Michael C.; and McGrath, Thomas R.
Title Insurance Law, Recent Developments in, 33:699

Gabel, Megan; Asperger, Robert E.; Borow, Hilary C.; Kindel, Laurie; Landen, Robert K.; Oonk, Lisa A.; Orlando, Michael A.; and Sachs, Rebecca Levy
Insurance Coverage Litigation, Recent Developments in, 33:529

Gauntlett, David A.
Intellectual Property Insurance, Recent Developments in, 33:547

Goldman, Stephen E.; Steinmetz, John W.; and Sullivan, Daniel F.
Standard Mortgage Clause in Property Insurance Policies, The, 33:81

Goodman, Mark R.
Public Regulation of Insurance Law, Recent Developments in the, 33:681

Groves, Sr., Stephen P.
Business Tort Law, Recent Developments in, 33:303

Harris, Miriam Gibson; Camilleri, Michael; Sachs, Michelle F.; Hernandez, Alex; Krouse, Lisa A.; Ingram, Bradford B.; Ingram, Niki T.; Daniel, Julie; Jackson, Maija B.; Logan, Thomas C.; Tilles, Ellen S.; Topolski, Scott; and Vokoun, Edward M.
Workers' Compensation Law, Recent Developments in, 33:731

Hasman, Joseph J.; Chittenden III, William A.; Engel, Daniel A.; Smith, Joshua L.; Martin, Chrys A.; and Metz, Lori R.
Health Insurance and Life Insurance Case Law, Recent Developments in, 33:489

Hernandez, Alex; Krouse, Lisa A.; Sachs, Michelle F.; Camilleri, Michael; Harris, Miriam Gibson; Ingram, Bradford B.; Ingram, Niki T.; Daniel, Julie; Jackson, Maija B.; Logan, Thomas C.; Tilles, Ellen S.; Topolski, Scott; and Vokoun, Edward M.
Workers' Compensation Law, Recent Developments in, 33:731

Hoffman, William
On the Use and Abuse of Custom and Usage in Reinsurance Contracts, 33:1

Ingram, Bradford B.; Harris, Miriam Gibson; Camilleri, Michael; Sachs, Michelle F.; Hernandez, Alex; Krouse, Lisa A.; Ingram, Niki T.; Daniel, Julie; Jackson, Maija B.; Logan, Thomas C.; Tilles, Ellen S.; Topolski, Scott; and Vokoun, Edward M.
Workers' Compensation Law, Recent Developments in, 33:731

Ingram, Niki T.; Ingram, Bradford B.; Harris, Miriam Gibson; Camilleri, Michael; Sachs, Michelle F.; Hernandez, Alex; Krouse, Lisa A.; Daniel, Julie; Jackson, Maija B.; Logan, Thomas C.; Tilles, Ellen S.; Topolski, Scott; and Vokoun, Edward M.
Workers' Compensation Law, Recent Developments in, 33:731

Ivey, Garve, Jr.; Winter, Kimberly E.; Thompson, David I.; Simpson, William Reagan; Shelley, Allison; Lawson, Mark M.; and McLaughlin, R. Brian
Civil Procedure and Evidence, Recent Developments in, 33:317

Jackson, Maija B.; Daniel, Julie; Ingram, Niki T.; Ingram, Bradford B.; Harris, Miriam Gibson; Camilleri, Michael; Sachs, Michelle F.; Hernandez, Alex; Krouse, Lisa A.; Logan, Thomas C.; Tilles, Ellen S.; Topolski, Scott; and Vokoun, Edward M.
Workers' Compensation Law, Recent Developments in, 33:731

Jhabvala, Farrokh
Direct Conflict Test for First Clause McCarran-Ferguson Cases, The, 33:1147

Keeley, Michael
The Attorney-Client Privilege and Work Product Doctrines: The Boundaries of Protected Communications Between Insureds and Insurers, 33:1169

Kelley, Sheila Doyle; Mischke, Philip E.; Simpson, W. Kennedy; Weinholtz, John J.; Lazarus, Alan J.; and Negussie, Mel M.
Products, General Liability, and Consumer Law, Recent Developments in, 33:605

Kennedy, Gerald A.; Clark, Richard M.; McNamara, Kevin P.; and Flory, Mark W.
Commercial Transportation Litigation, Recent Developments in, 33:343

Kennedy, Jason L.; Drumke, Michael W.; and Militano, Tracie C.
Toxic Tort Law, Recent Developments in, 33:711

Kindel, Laurie; Gabel, Megan; Asperger, Robert E.; Borow, Hilary C.; Landen, Robert K.; Oonk, Lisa A.; Orlando, Michael A.; and Sachs, Rebecca Levy
Insurance Coverage Litigation, Recent Developments in, 33:529

Knox, James A.
Surety's Extension of Time Defense, The, 33:891

Krebs, David J.; Westermann, Jr., David; Lewis, Jacqueline; Fasano, Vincent G.; and Perkins, Martha
Fidelity and Surety Law, Recent Developments in, 33:443

Krouse, Lisa A.; Hernandez, Alex; Sachs, Michelle F.; Camilleri, Michael; Harris, Miriam Gibson; Ingram, Bradford B.; Ingram, Niki T.; Daniel, Julie; Jackson, Maija B.; Logan, Thomas C.; Tilles, Ellen S.; Topolski, Scott; and Vokoun, Edward M.
Workers' Compensation Law, Recent Developments in, 33:731

Krouse, Lisa A.
Managed Care and Workers' Compensation, 33:849

Landen, Robert K.; Kindel, Laurie; Gabel, Megan; Asperger, Robert E.; Borow, Hilary C.; Oonk, Lisa A.; Orlando, Michael A.; and Sachs, Rebecca Levy
Insurance Coverage Litigation, Recent Developments in, 33:529

Lawson, Mark M.; Shelley, Allison; Ivey, Garve, Jr.; Winter, Kimberly E.; Thompson, David I.; Simpson, William Reagan; and McLaughlin, R. Brian
Civil Procedure and Evidence, Recent Developments in, 33:317

Lazarus, Alan J.; Weinholtz, John J.; Simpson, W. Kennedy; Mischke, Philip E.; Kelley, Sheila Doyle; and Negussie, Mel M.
Products, General Liability, and Consumer Law, Recent Developments in, 33:605

Lee, Suzanne; Meisner, Derek M.; McGrath, Brigid; Pope, Daniel J.; Pflepsen, Jr., Waldemar J.; Pope, Daniel J.; McGrath, Brigid; and Meisner, Derek M.
Corporate Counsel, Recent Developments of Interest to, 33:357

Levin, Laurie J.; Feltch, Dava M.; Dunn, Jr., Lee J.; Cepelewicz, Barry B.; Nelson, Bruce C.; Rothschild, Ila S.; Rust, Mark E.; and Zaremski, Miles J.
Medicine and Law, Recent Developments in, 33:583

Levitt, Dana N.; Bennett, Peter; Marton, Kraig J.; and Ward, Julie M.
Defamation Claims Arising out of the Employment Relationship, 33:857

Lewis, Jacqueline; Fasano, Vincent G.; Westermann, Jr., David; Krebs, David J.; and Perkins, Martha
Fidelity and Surety Law, Recent Developments in, 33:443

Logan, Thomas C.; Jackson, Maija B.; Daniel, Julie; Ingram, Niki T.; Ingram, Bradford B.; Harris, Miriam Gibson; Camilleri, Michael; Sachs, Michelle F.; Hernandez, Alex; Krouse, Lisa A.; Tilles, Ellen S.; Topolski, Scott; and Vokoun, Edward M.
Workers' Compensation Law, Recent Developments in, 33:731

Martin, Chrys A.; Smith, Joshua L.; Engel, Daniel A.; Chittenden III, William A.; Hasman, Joseph J.; and Metz, Lori R.
Health Insurance and Life Insurance Case Law, Recent Developments in, 33:489

Marton, Kraig J.; Levitt, Dana N.; Bennett, Peter; and Ward, Julie M.
Defamation Claims Arising Out of the Employment Relationship, 33:857

Mason, Richard C.
Application of the Absolute Pollution Exclusion to Toxic Tort Claims: Will Courts Choose Policy Construction or Deconstruction?, 33:749

Mayerson, Marc S.
Settlement of Complex Liability Coverage Disputes, 33:783

McGrath, Brigid; Pope, Daniel J.; Pflepsen, Jr., Waldemar J.; Pope, Daniel J.; Meisner, Derek M.; and Lee, Suzanne
Corporate Counsel, Recent Developments of Interest to, 33:357

McLaughlin, R. Brian; Lawson, Mark M.; Shelley, Allison; Ivey, Garve, Jr.; Winter, Kimberly E.; Thompson, David I.; and Simpson, William Reagan
Civil Procedure and Evidence, Recent Developments in, 33:317

McNamara, Kevin P.; Flory, Mark W.; Clark, Richard M.; and Kennedy, Gerald A.
Commercial Transportation Litigation, Recent Developments in, 33:343

Medaglia, M. Elizabeth; and von Mehren, Peter A.
Beyond Asbestos and Environmental Litigation: Coverage Disputes in the Twenty-First Century, 33:1022

Meisner, Derek M.; McGrath, Brigid; Pope, Daniel J.; Pflepsen, Jr., Waldemar J.; Pope, Daniel J.; McGrath, Brigid; and Lee, Suzanne
Corporate Counsel, Recent Developments of Interest to, 33:357

Metz, Lori R.; Martin, Chrys A.; Smith, Joshua L.; Engel, Daniel A.; Chittenden III, William A.; and Hasman, Joseph J.
Health Insurance and Life Insurance Case Law, Recent Developments in, 33:489

Militano, Tracie C.; Drumke, Michael W.; and Kennedy, Jason L.
Toxic Tort Law, Recent Developments in, 33:711

Mischke, Philip E.; Simpson, W. Kennedy; Weinholtz, John J.; Lazarus, Alan J.; Kelley, Sheila Doyle; and Negussie, Mel M.
Products, General Liability, and Consumer Law, Recent Developments in, 33:605

Negussie, Mel M.; Kelley, Sheila Doyle; Mischke, Philip E.; Simpson, W. Kennedy; Weinholtz, John J.; and Lazarus, Alan J.
Products, General Liability, and Consumer Law, Recent Developments in, 33:605

Nelson, Bruce C.; Levin, Laurie J.; Feltch, Dava M.; Dunn, Jr., Lee J.; Cepelewicz, Barry B.; Rothschild, Ila S.; Rust, Mark E.; and Zaremski, Miles J.
Medicine and Law, Recent Developments in, 33:583

Oonk, Lisa A.; Landen, Robert K.; Kindel, Laurie; Gabel, Megan; Asperger, Robert E.; Borow, Hilary C.; Orlando, Michael A.; and Sachs, Rebecca Levy
Insurance Coverage Litigation, Recent Developments in, 33:529

Orlando, Michael A.; Oonk, Lisa A.; Landen, Robert K.; Kindel, Laurie; Gabel, Megan; Asperger, Robert E.; Borow, Hilary C.; and Sachs, Rebecca Levy
Insurance Coverage Litigation, Recent Developments in, 33:529

Pate, Stephen R.
Property Insurance Law, Recent Developments in, 33:659

Perkins, Martha; Krebs, David J.; Westermann, Jr., David; Lewis, Jacqueline; and Fasano, Vincent G.
Fidelity and Surety Law, Recent Developments in, 33:443

Pflepsen, Jr., Waldemar J.; Pope, Daniel J.; McGrath, Brigid; Meisner, Derek M.; and Lee, Suzanne
Corporate Counsel, Recent Developments of Interest to, 33:357

Pope, Daniel J.; Pflepsen, Jr., Waldemar J.; McGrath, Brigid; Meisner, Derek M.; and Lee, Suzanne
Corporate Counsel, Recent Developments of Interest to, 33:357

Profaizer, Joseph R.; and Cavazos, Roxella T.
Employment Law, Recent Developments in, 33:393

Rice, Joseph F.; and Davis, Nancy Worth
Judicial Innovation in Asbestos Mass Tort Litigation, 33:127

Richmond, Douglas R.
Additional Problems of Additional Insureds, The, 33:945

Ross, Mary Massaron; and Turfe, Edward M.
Governmental Liability, Recent Developments in, 33:469

Rothschild, Ila S.; Nelson, Bruce C.; Levin, Laurie J.; Feltch, Dava M.; Dunn, Jr., Lee J.; Cepelewicz, Barry B.; Rust, Mark E.; and Zaremski, Miles J.
Medicine and Law, Recent Developments in, 33:583

Rust, Mark E.; Rothschild, Ila S.; Nelson, Bruce C.; Levin, Laurie J.; Feltch, Dava M.; Dunn, Jr., Lee J.; Cepelewicz, Barry B.; and Zaremski, Miles J.
Medicine and Law, Recent Developments in, 33:583

Sachs, Michelle F.; Hernandez, Alex; Krouse, Lisa A.; Camilleri, Michael; Harris, Miriam Gibson; Ingram, Bradford B.; Ingram, Niki T.; Daniel, Julie; Jackson, Maija B.; Logan, Thomas C.; Tilles, Ellen S.; Topolski, Scott; and Vokoun, Edward M.
Workers' Compensation Law, Recent Developments in, 33:731

Sachs, Rebecca Levy; Orlando, Michael A.; Oonk, Lisa A.; Landen, Robert K.; Kindel, Laurie; Gabel, Megan; Asperger, Robert E.; and Borow, Hilary C.
Insurance Coverage Litigation, Recent Developments in, 33:529

Schultz, Gregory G.
Commercial General Liability Coverage of Faulty Construction Claims, 33:257

Shelley, William P.
Application of the Absolute Pollution Exclusion to Toxic Tort Claims: Will Courts Choose Policy Construction or Deconstruction?, 33:749

Shelley, Allison; Ivey, Garve, Jr.; Winter, Kimberly E.; Thompson, David I.; Simpson, William Reagan; Lawson, Mark M.; and McLaughlin, R. Brian
Civil Procedure and Evidence, Recent Developments in, 33:317

Simpson, W. Kennedy; Weinholtz, John J.; Lazarus, Alan J.; Mischke, Philip E.; Kelley, Sheila Doyle; and Negussie, Mel M.
Products, General Liability, and Consumer Law, Recent Developments in, 33:605

Simpson, William Reagan; Thompson, David I.; Winter, Kimberly E.; Ivey, Garve, Jr.; Shelley, Allison; Lawson, Mark M.; and McLaughlin, R. Brian
Civil Procedure and Evidence, Recent Developments in, 33:317

Smith, Joshua L.; Engel, Daniel A.; Chittenden III, William A.; Hasman, Joseph J.; Martin, Chrys A.; and Metz, Lori R.
Health Insurance and Life Insurance Case Law, Recent Developments in, 33:489

Steinmetz, John W.; Goldman, Stephen E.; and Sullivan, Daniel F.
Standard Mortgage Clause in Property Insurance Policies, The, 33:81

Sullivan, Daniel F.; Goldman, Stephen E.; and Steinmetz, John W.
Standard Mortgage Clause in Property Insurance Policies, The, 33:81

Sunu, H. Wesley; and Anderson, David H.
Excess, Surplus Lines, and Reinsurance Law, Recent Developments in, 33:411

Thompson, David I.; Simpson, William Reagan; Winter, Kimberly E.; Ivey, Garve, Jr.; Shelley, Allison; Lawson, Mark M.; and McLaughlin, R. Brian
Civil Procedure and Evidence, Recent Developments in, 33:317

Tilles, Ellen S.; Logan, Thomas C.; Jackson, Maija B.; Daniel, Julie; Ingram, Niki T.; Ingram, Bradford B.; Harris, Miriam Gibson; Camilleri, Michael; Sachs, Michelle F.; Hernandez, Alex; Krouse, Lisa A.; Topolski, Scott; and Vokoun, Edward M.
Workers' Compensation Law, Recent Developments in, 33:731

Topolski, Scott; Tilles, Ellen S.; Logan, Thomas C.; Jackson, Maija B.; Daniel, Julie; Ingram, Niki T.; Ingram, Bradford B.; Harris, Miriam Gibson; Camilleri, Michael; Sachs, Michelle F.; Hernandez, Alex; Krouse, Lisa A.; and Vokoun, Edward M.
Workers' Compensation Law, Recent Developments in, 33:731

Turfe, Edward M. and Ross, Mary Massaron
Governmental Liability, Recent Developments in, 33:469

Turner, Keith Jonathan; and Dzien, Kenneth E.
Not All Insurance Policies Are Adhesion Contracts: a Case Study of the ATLA Loan Title Policy, 33:1123

Vale, Anthony; and Cline, Joanna
Stigma and Property Contamination—*Damnum Absque Injuria*, 33:835

Vokoun, Edward M.; Topolski, Scott; Tilles, Ellen S.; Logan, Thomas C.; Jackson, Maija B.; Daniel, Julie; Ingram, Niki T.; Ingram, Bradford B.; Harris, Miriam Gibson; Camilleri, Michael; Sachs, Michelle F.; Hernandez, Alex; and Krouse, Lisa A.
Workers' Compensation Law, Recent Developments in, 33:731

von Mehren, Peter A.; and Medaglia, M. Elizabeth
Beyond Asbestos and Environmental Litigation: Coverage Disputes in the Twenty-First Century, 33:1023

Ward, Julie M.; Marton, Kraig J.; Levitt, Dana N.; and Bennett, Peter
Defamation Claims Arising out of the Employment Relationship, 33:857

Weinholtz, John J.; Lazarus, Alan J.; Simpson, W. Kennedy; Mischke, Philip E.; Kelley, Sheila Doyle; and Negussie, Mel M.
Products, General Liability, and Consumer Law, Recent Developments in, 33:605

Westermann, Jr., David; Lewis, Jacqueline; Fasano, Vincent G.; Krebs, David J.; and Perkins, Martha
Fidelity and Surety Law, Recent Developments in, 33:443

White, Kenneth R.
Federal Appellate Advocacy, Recent Developments in, 33:429

Winter, Kimberly E.; Thompson, David I.; Simpson, William Reagan; Ivey, Garve, Jr.,; Shelley, Allison; Lawson, Mark M.; and McLaughlin, R. Brian
Civil Procedure and Evidence, Recent Developments in, 33:317

Wyner, Richard M.; and Aldock, John D.
Use of Settlement Class Actions to Resolve Mass Tort Claims after *Amchem Products, Inc. v. Windsor*, The, 33:905

Zaremski, Miles J.; Rust, Mark E.; Rothschild, Ila S.; Nelson, Bruce C.; Levin, Laurie J.; Feltch, Dava M.; Dunn, Jr., Lee J.; and Cepelewicz, Barry B.
Medicine and Law, Recent Developments in, 33:583

Zimmerman, David W.; and Dryer, Randy L.
Media and Defamation Law, Recent Developments in, 33:567

TITLE INDEX

ADA and Life, Health, and Disability Insurance, The: Where Is the Liability?
Daniel A. Engel, 33:227

Additional Problems of Additional Insureds, The
Douglas R. Richmond, 33:945

Admiralty and Maritime Law, Recent Developments in
E. Gregg Barrios, 33:277

AIDSphobia: A National Survey of Emotional Distress Claims for the Fear of Contracting AIDS
Eric S. Fisher, 33:169

Application of the Absolute Pollution Exclusion to Toxic Tort Claims: Will Courts Choose Policy Construction or Deconstruction?
William P. Shelley and Richard C. Mason, 33:749

The Attorney-Client Privilege and Work Product Doctrines: The Boundaries of Protected Communications Between Insureds and Insurers
Keeley, Michael, 33:1169

Beyond Asbestos and Environmental Litigation: Coverage Disputes in the Twenty-First Century
M. Elizabeth Medaglia and Peter A. von Mehren, 33:1023

Business Tort Law, Recent Developments in
Stephen P. Groves, Sr., 33:303

Civil Procedure and Evidence, Recent Developments in
Reagan William Simpson, David I. Thompson, Kimberly E. Winter, Garve Ivey, Jr., Allison Shelley, Mark M. Lawson, and R. Brian McLaughlin, 33:317

Commercial General Liability Coverage of Faulty Construction Claims
Gregory G. Schultz, 33:257

Commercial Transportation Litigation, Recent Developments in
Mark W. Flory, Kevin P. McNamara, Richard M. Clark, and Gerald A. Kennedy, 33:343

Computing the Amount of Compensable Loss under the Financial Institution Bond
William T. Bogaert and Andrew F. Caplan, 33:807

Corporate Counsel, Recent Developments of Interest to
Waldemar J. Pflepsen, Jr., Daniel J. Pope, Brigid McGrath, Derek M. Meisner, and Suzanne Lee, 33:357

Defamation Claims Arising out of the Employment Relationship
Peter Bennett, Dana N. Levitt, Kraig J. Marton, and Julie M. Ward, 33:857

Direct Conflict Test for First Clause McCarran-Ferguson Cases, The
Farrokh Jhabvala, 33:1147

Economic Loss Rule: Deconstructing the Mixed Metaphor in Construction Cases, The
F. Malcolm Cunningham, Jr., and Amy L. Fischer, 33:147

Employee Benefits, Recent Developments in
Dan S. Brandenburg, Mark B. Wychulis, and Jonathan G. Rose, 33:375

Employment Law, Recent Developments in
Roxella T. Cavazos and Joseph R. Profaizer, 33:393

Excess, Surplus Lines, and Reinsurance Law, Recent Developments in
David H. Anderson and H. Wesley Sunu, 33:411

Federal Appellate Advocacy, Recent Developments in
Kenneth R. White, 33:429

Fidelity and Surety Law, Recent Developments in
Vincent G. Fasano, Jacqueline Lewis, David Westermann, Jr., David J. Krebs, and Martha Perkins, 33:443

Governmental Liability, Recent Developments in
Mary Massaron Ross and Edward M. Turfe, 33:469

Health Insurance and Life Insurance Case Law, Recent Developments in
Joseph J. Hasman, William A. Chittenden III, Daniel A. Engel, Joshua L. Smith, Chrys A. Martin, and Lori R. Metz, 33:489

Insurance Coverage in Construction—The Unanswered Question
F. Malcolm Cunningham, Jr., and Amy L. Fischer, 33:1063

Insurance Coverage Litigation, Recent Developments in
Robert E. Asperger, Hilary C. Borow, Megan Gabel, Laurie Kindel, Robert K. Landen, Lisa A. Oonk, Michael A. Orlando, and Rebecca Levy Sachs, 33:529

Intellectual Property Insurance, Recent Developments in
David A. Gauntlett, 33:547

Judicial Innovation in Asbestos Mass Tort Litigation
Joseph F. Rice and Nancy Worth Davis, 33:127

Liability of Design Professionals for Negligent Design and Project Management
Martha Crandall Coleman, 33:923

Managed Care and Workers' Compensation
Lisa A. Krouse, 33:849

Media and Defamation Law, Recent Developments in
David W. Zimmerman and Randy L. Dryer, 33:567

Medicine and Law, Recent Developments in
Barry B. Cepelewicz, Lee J. Dunn, Jr., Dava M. Feltch, Laurie J. Levin, Bruce C. Nelson, Ila S. Rothschild, Mark E. Rust, and Miles J. Zaremski, 33:583

"No Good Deed Goes Unpunished": Personal Liability of Trustees and Administrators of Private Colleges and Universities
Eileen M. Evans and William D. Evans, Jr., 33:1107

No Harm, No Foul: Why a Bad Faith Claim Should Fail When an Insurer Pays the Excess Verdict
David R. Anderson and John W. Dunfee, 33:1001

Not All Insurance Policies Are Adhesion Contracts: A Case Study of the ATLA Loan Title Policy
Kenneth E. Dzien and Keith Jonathan Turner, 33:1123

On the Use and Abuse of Custom and Usage in Reinsurance Contracts
William Hoffman, 33:1

Products, General Liability, and Consumer Law, Recent Developments in
Alan J. Lazarus, John J. Weinholtz, W. Kennedy Simpson, Philip E. Mischke, Sheila Doyle Kelley, and Mel M. Negussie, 33:605

Professionals, Officers, and Directors, Recent Developments in the Law Affecting
Kirsten L. Christophe, 33:629

Property Insurance Law, Recent Developments in
Stephen P. Pate, 33:659

Public Regulation of Insurance Law, Recent Developments in the
Mark R. Goodman, 33:681

Self-Insurance Law, Recent Developments in
Jill B. Berkeley, 33:693

Settlement of Complex Liability Coverage Disputes
Marc S. Mayerson, 33:783

Standard Mortgage Clause in Property Insurance Policies, The
John W. Steinmetz, Stephen E. Goldman, and Daniel F. Sullivan, 33:81

Stigma and Property Contamination—*Damnum Absque Injuria*
Anthony Vale and Joanna Cline, 33:835

Surety's Extension of Time Defense, The
James A. Knox, Jr., 33:891

Title Insurance Law, Recent Developments in
Michael C. Flynn and Thomas R. McGrath, 33:699

Toxic Tort Law, Recent Developments in
Michael W. Drumke, Tracie C. Militano, and Jason L. Kennedy, 33:711

Use of Settlement Class Actions to Resolve Mass Tort Claims after *Amchem Products, Inc. v. Windsor*, The
John D. Aldock and Richard M. Wyner, 33:905

Will the Internet Abrogate Territorial Limits on Personal Jurisdiction?
Charles H. Fleischer, 33:107

Workers' Compensation Law, Recent Developments in
Lisa A. Krouse, Alex Hernandez, Michelle F. Sachs, Michael Camilleri, Miriam Gibson Harris, Bradford B. Ingram, Niki T. Ingram, Julie Daniel, Maija B. Jackson, Thomas C. Logan, Ellen S. Tilles, Scott Topolski, and Edward M. Vokoun, 33:731

SUBJECT INDEX

Americans with Disabilities Act
ADA and Life, Health, and Disability Insurance, The: Where Is the Liability?
Daniel A. Engel, 33:227

Absolute Pollution Exclusion
Application of the Absolute Pollution Exclusion to Toxic Tort Claims: Will Courts Choose Policy Construction or Deconstruction?
William P. Shelley and Richard C. Mason, 33:749

Acquired Immune Deficiency Syndrome
AIDSphobia: A National Survey of Emotional Distress Claims for the Fear of Contracting AIDS
Eric S. Fisher, 33:169

Admiralty and Maritime Law
Admiralty and Maritime Law, Recent Developments in
E. Gregg Barrios, 33:277

Architect/Design Liaiblity
Liability of Design Professionals for Negligent Design and Project Management
Martha Crandall Coleman, 33:9

Asbestos
Beyond Asbestos and Environmental Litigation: Coverage Disputes in the Twenty-First Century
M. Elizabeth Medaglia and Peter A. von Mehren, 33:1023

Judicial Innovation in Asbestos Mass Tort Litigation
Joseph F. Rice and Nancy Worth Davis, 33:127

Use of Settlement Class Actions to Resolve Mass Tort Claims after *Amchem Products, Inc. v. Windsor*, The
John D. Aldock and Richard M. Wyner, 33:905

Attorney-Client Privilege
Attorney-Client Privilege and Work Product Doctrines, The: Boundaries of Protected Communications Between Insureds and Insurers
Keeley, Michael, 33:1169

Bad Faith Claims
No Harm, No Foul: Why a Bad Faith Claim Should Fail When an Insurer Pays the Excess Verdict
David R. Anderson and John W. Dunfee, 33:1001

Bonds
Computing the Amount of Compensable Loss under the Financial Institution Bond
William T. Bogaert and Andrew F. Caplan, 33:807

Business Torts
Business Tort Law, Recent Developments in
Stephen P. Groves, Sr., 33:303

Case Management
Judicial Innovation in Asbestos Mass Tort Litigation
Joseph F. Rice and Nancy Worth Davis, 33:127

Settlement of Complex Liability Coverage Disputes
Marc S. Mayerson, 33:783

Use of Settlement Class Actions to Resolve Mass Tort Claims after *Amchem Products, Inc. v. Windsor*, The
John D. Aldock and Richard M. Wyner, 33:905

Civil Procedure
Civil Procedure and Evidence, Recent Developments in
Reagan William Simpson, David I. Thompson, Kimberly E. Winter, Garve Ivey, Jr., Allison Shelley, Mark M. Lawson, and R. Brian McLaughlin, 33:317

Commercial Torts
Business Tort Law, Recent Developments in
Stephen P. Groves, Sr., 33:303

Commercial General Liability Coverage of Faulty Construction Claims
Gregory G. Schultz, 33:257

Commercial Transportation
Commercial Transportation Litigation, Recent Developments in
Mark W. Flory, Kevin P. McNamara, Richard M. Clark, and Gerald A. Kennedy, 33:343

Communications Law
Media and Defamation Law, Recent Developments in
David W. Zimmerman and Randy L. Dryer, 33:567

Will the Internet Abrogate Territorial Limits on Personal Jurisdiction?
Charles H. Fleischer, 33:107

Construction Law
Commercial General Liability Coverage of Faulty Construction Claims
Gregory G. Schultz, 33:257

Economic Loss Rule: Deconstructing the Mixed Metaphor in Construction Cases, The
F. Malcolm Cunningham, Jr., and Amy L. Fischer, 33:147

Insurance Coverage in Construction—The Unanswered Question
F. Malcolm Cunningham, Jr., and Amy L. Fischer, 33:1063

Consumer Liability
Products, General Liability, and Consumer Law, Recent Developments in
Alan J. Lazarus, John J. Weinholtz, W. Kennedy Simpson, Philip E. Mischke, Sheila Doyle Kelley, and Mel M. Negussie, 33:605

Corporate Counsel
Corporate Counsel, Recent Developments of Interest to
Waldemar J. Pflepsen, Jr., Daniel J. Pope, Brigid McGrath, Derek M. Meisner, and Suzanne Lee, 33:357

Coverage
Additional Problems of Additional Insureds, The
Douglas R. Richmond, 33:945

Beyond Asbestos and Environmental Litigation: Coverage Disputes in the Twenty-First Century
M. Elizabeth Medaglia and Peter A. von Mehren, 33:1023

Insurance Coverage in Construction—The Unanswered Question
F. Malcolm Cunningham, Jr., and Amy L. Fischer, 33:1063

Insurance Coverage Litigation, Recent Developments in
Robert E. Asperger, Hilary C. Borow, Megan Gabel, Laurie Kindel, Robert K. Landen, Lisa A. Oonk, Michael A. Orlando, and Rebecca Levy Sachs, 33:529

Not All Insurance Policies Are Adhesion Contracts: A Case Study of the ATLA Loan Title Policy
Kenneth E. Dzien and Keith Jonathan Turner, 33:1123

Settlement of Complex Liability Coverage Disputes
Marc S. Mayerson, 33:783

Disability Insurance
ADA and Life, Health, and Disability Insurance, The: Where Is the Liability?
Daniel A. Engel, 33:227

Economic Loss Rule
Economic Loss Rule: Deconstructing the Mixed Metaphor in Construction Cases, The
F. Malcolm Cunningham, Jr., and Amy L. Fischer, 33:147

Emotional Distress
AIDSphobia: A National Survey of Emotional Distress Claims for the Fear of Contracting AIDS
Eric S. Fisher, 33:169

Employee Benefits
Employee Benefits, Recent Developments in
Dan S. Brandenburg, Mark B. Wychulis, and Jonathan G. Rose, 33:375

Employment Law
Defamation Claims Arising out of the Employment Relationship
Peter Bennett, Dana N. Levitt, Kraig J. Marton, and Julie M. Ward, 33:857

Employment Law, Recent Developments in
Roxella T. Cavazos and Joseph R. Profaizer, 33:393

Environmental Law
Application of the Absolute Pollution Exclusion to Toxic Tort Claims: Will Courts Choose Policy Construction or Deconstruction?
William P. Shelley and Richard C. Mason, 33:749

Beyond Asbestos and Environmental Litigation: Coverage Disputes in the Twenty-First Century
M. Elizabeth Medaglia and Peter A. von Mehren, 33:1023

Toxic Tort Law, Recent Developments in
Michael W. Drumke, Tracie C. Militano, and Jason L. Kennedy, 33:711

Excess, Surplus, and Reinsurance
Excess, Surplus Lines, and Reinsurance Law, Recent Developments in
David H. Anderson and H. Wesley Sunu, 33:411

No Harm, No Foul: Why a Bad Faith Claim Should Fail When an Insurer Pays the Excess Verdict
David R. Anderson and John W. Dunfee, 33:1001

On the Use and Abuse of Custom and Usage in Reinsurance Contracts
William Hoffman, 33:1

Fear of Disease
AIDSphobia: A National Survey of Emotional Distress Claims for the Fear of Contracting AIDS
Eric S. Fisher, 33:169

Federal Appeals Courts
Federal Appellate Advocacy, Recent Developments in
Kenneth R. White, 33:429

Fidelity and Surety Law
Fidelity and Surety Law, Recent Developments in
Vincent G. Fasano, Jacqueline Lewis, David Westermann, Jr., David J. Krebs, and Martha Perkins, 33:443

General Liability
Commercial General Liability Coverage of Faulty Construction Claims
Gregory G. Schultz, 33:257

Products, General Liability, and Consumer Law, Recent Developments in
Alan J. Lazarus, John J. Weinholtz, W. Kennedy Simpson, Philip E. Mischke, Sheila Doyle Kelley, and Mel M. Negussie, 33:605

Governmental Liability
Governmental Liability, Recent Developments in
Mary Massaron Ross and Edward M. Turfe, 33:469

Hazardous Substances
Beyond Asbestos and Environmental Litigation: Coverage Disputes in the Twenty-First Century
M. Elizabeth Medaglia and Peter A. von Mehren, 33:1023

Stigma and Property Contamination—*Damnum Absque Injuria*
Anthony Vale and Joanna Cline, 33:835

Toxic Tort Law, Recent Developments in
Michael W. Drumke, Tracie C. Militano, and Jason L. Kennedy, 33:711

Health Insurance
ADA and Life, Health, and Disability Insurance, The: Where Is the Liability?
Daniel A. Engel, 33:227

Health Insurance and Life Insurance Case Law, Recent Developments in
Joseph J. Hasman, William A. Chittenden III, Daniel A. Engel, Joshua L. Smith, Chrys A. Martin, and Lori R. Metz, 33:489

Managed Care and Workers' Compensation
Lisa A. Krouse, 33:849

Insurance Coverage
Additional Problems of Additional Insureds, The
Douglas R. Richmond, 33:945

Beyond Asbestos and Environmental Litigation: Coverage Disputes in the Twenty-First Century
M. Elizabeth Medaglia and Peter A. von Mehren, 33:1023

Insurance Coverage in Construction—The Unanswered Question
F. Malcolm Cunningham, Jr., and Amy L. Fischer, 33:1063

Insurance Coverage Litigation, Recent Developments in
Robert E. Asperger, Hilary C. Borow, Megan Gabel, Laurie Kindel, Robert K. Landen, Lisa A. Oonk, Michael A. Orlando, and Rebecca Levy Sachs, 33:529

Not All Insurance Policies Are Adhesion Contracts: A Case Study of the ATLA Loan Title Policy
Kenneth E. Dzien and Keith Jonathan Turner, 33:1123

Settlement of Complex Liability Coverage Disputes
Marc S. Mayerson, 33:783

Intellectual Property
Intellectual Property Insurance, Recent Developments in
David A. Gauntlett, 33:547

Internet
Will the Internet Abrogate Territorial Limits on Personal Jurisdiction?
Charles H. Fleischer, 33:107

Jurisdictional Issues
Will the Internet Abrogate Territorial Limits on Personal Jurisdiction?
Charles H. Fleischer, 33:107

Life Insurance
ADA and Life, Health, and Disability Insurance, The: Where Is the Liability?
Daniel A. Engel, 33:227

Health Insurance and Life Insurance Case Law, Recent Developments in
Joseph J. Hasman, William A. Chittenden III, Daniel A. Engel, Joshua L. Smith, Chrys A. Martin, and Lori R. Metz, 33:489

Managed Care
Managed Care and Workers' Compensation
Lisa A. Krouse, 33:849

McCarran-Ferguson Act
Direct Conflict Test for First Clause McCarran-Ferguson Cases, The
Farrokh Jhabvala, 33:1147

Medicine and the Law
Medicine and Law, Recent Developments in
Barry B. Cepelewicz, Lee J. Dunn, Jr., Dava M. Feltch, Laurie J. Levin, Bruce C. Nelson, Ila S. Rothschild, Mark E. Rust, and Miles J. Zaremski, 33:583

Patent Law
Intellectual Property Insurance, Recent Developments in
David A. Gauntlett, 33:547

Product Liability
Judicial Innovation in Asbestos Mass Tort Litigation
Joseph F. Rice and Nancy Worth Davis, 33:127

Products, General Liability, and Consumer Law, Recent Developments in
Alan J. Lazarus, John J. Weinholtz, W. Kennedy Simpson, Philip E. Mischke, Sheila Doyle Kelley, and Mel M. Negussie, 33:605

Use of Settlement Class Actions to Resolve Mass Tort Claims after *Amchem Products, Inc. v. Windsor*, The
John D. Aldock and Richard M. Wyner, 33:905

Professional Liability Law
Liability of Design Professionals for Negligent Design and Project Management
Martha Crandall Coleman, 33:923

"No Good Deed Goes Unpunished": Personal Liability of Trustees and Administrators of Private Colleges and Universities
Eileen M. Evans and William D. Evans, Jr., 33:1107

Professionals, Officers, and Directors, Recent Developments in the Law Affecting
Kirsten L. Christophe, 33:629

Property Insurance
Property Insurance Law, Recent Developments in
Stephen P. Pate, 33:659

Standard Mortgage Clause in Property Insurance Policies, The
John W. Steinmetz, Stephen E. Goldman, and Daniel F. Sullivan, 33:81

Public Regulation of Insurance Law
Public Regulation of Insurance Law, Recent Developments in the
Mark R. Goodman, 33:681

Risk Management
Self-Insurance Law, Recent Developments in
Jill B. Berkeley, 33:693

Self-Insurance
Self-Insurance Law, Recent Developments in
Jill B. Berkeley, 33:693

Surety Law
Computing the Amount of Compensable Loss under the Financial Institution Bond
William T. Bogaert and Andrew F. Caplan, 33:807

Surety's Extension of Time Defense, The
James A. Knox, Jr., 33:891

Title Insurance
Not All Insurance Policies Are Adhesion Contracts: A Case Study of the ATLA Loan Title Policy
Kenneth E. Dzien and Keith Jonathan Turner, 33:1123

Title Insurance Law, Recent Developments in
Michael C. Flynn and Thomas R. McGrath, 33:699

Toxic Torts

Application of the Absolute Pollution Exclusion to Toxic Tort Claims: Will Courts Choose Policy Construction or Deconstruction?
William P. Shelley and Richard C. Mason, 33:749

Beyond Asbestos and Environmental Litigation: Coverage Disputes in the Twenty-First Century
M. Elizabeth Medaglia and Peter A. von Mehren, 33:1023

Stigma and Property Contamination—*Damnum Absque Injuria*
Anthony Vale and Joanna Cline, 33:835

Toxic Tort Law, Recent Developments in
Michael W. Drumke, Tracie C. Militano, and Jason L. Kennedy, 33:711

Trademark Law

Intellectual Property Insurance, Recent Developments in
David A. Gauntlett, 33:547

Transportation Law

Commercial Transportation Litigation, Recent Developments in
Mark W. Flory, Kevin P. McNamara, Richard M. Clark, and Gerald A. Kennedy, 33:343

Work Product Doctrine

Attorney-Client Privilege and Work Product Doctrines, The: Boundaries of Protected Communications Between Insureds and Insurers
Keeley, Michael, 33:1169

Workers' Compensation

Managed Care and Workers' Compensation
Lisa A. Krouse, 33:849

Workers' Compensation Law, Recent Developments in
Lisa A. Krouse, Alex Hernandez, Michelle F. Sachs, Michael Camilleri, Miriam Gibson Harris, Bradford B. Ingram, Niki T. Ingram, Julie Daniel, Maija B. Jackson, Thomas C. Logan, Ellen S. Tilles, Scott Topolski, and Edward M. Vokoun, 33:731